

LATHAM & WATKINS LLP  
Julie M. Holloway (Bar No. 196942)  
505 Montgomery Street, Suite 2000  
San Francisco, California 94111-6538  
Telephone: (415) 391-0600  
Facsimile: (415) 395-8095

LATHAM & WATKINS LLP  
Richard G. Frenkel (Bar No. 204133)  
140 Scott Drive  
Menlo Park, California 94025-1008  
Telephone: (650) 328-4600  
Facsimile: (650) 463-2600

Attorneys for Defendants  
ROKU, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SMARTDATA, S.A.,  
Plaintiff,  
v.  
ROKU, INC.,  
Defendant.

CASE NO. CV 13-01838 SI

**STIPULATION CONTINUING CASE  
MANAGEMENT CONFERENCE; AND  
~~[PROPOSED]~~ ORDER**

[Civil Local Rule 6-1(b)]

BACKGROUND

Plaintiff SmartData S.A. filed its complaint against Defendant Roku, Inc. (collectively, the "Parties") on April 23, 2013. The Parties stipulated for an extension of time for Roku to have through and including June 17, 2013 to file its response to Plaintiff's complaint.

The initial case management conference is currently set for July 26, 2013. (*Dkt. #2*). Lead counsel for Defendant Roku, Inc. has a conflict on that date that cannot be resolved. In the spirit of cooperation, SmartData agrees and the Parties respectfully request that the initial case

1 management conference be continued until August 16, 2013 with the other dates set by the Order  
2 Setting Initial Case Management Conference and ADR Deadlines (*Dkt.* #2) continued  
3 accordingly.

4 STIPULATION

5 For the foregoing reasons, and pursuant to Local Rules 16-2(e) and 7-12, the parties  
6 hereto stipulate, by and through their attorneys that the initial case management conference be  
7 continued to August 16, 2013, or such later date as is convenient to the Court, with the other  
8 dates set by the Order Setting Initial Case Management Conference and ADR Deadlines (*Dkt.*  
9 #2) continued accordingly.

10 IT IS SO STIPULATED.

11  
12  
13 Dated: May 28, 2013  
MOUNT, SPELMAN &  
14 FINGERMAN, P.C.

15 LAW OFFICES OF  
LARISA MIGACHYOV

Dated: May 28, 2013  
LATHAM & WATKINS LLP

16  
17  
18 By /s/ Larisa Migachyov

19 LARISA MIGACHYOV  
20 Attorneys for Plaintiff  
SMARTDATA, S.A.

By /s/ Richard G. Frenkel

RICHARD G. FRENKEL  
Attorneys for Defendant  
21 ROKU, INC.  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER**

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT:

A case management conference will be held on August 16, 2013, and the other dates set by the Order Setting Initial Case Management Conference and ADR Deadlines (*Dkt. #2*) are continued accordingly.

DATED: 6/11, 2013



---

THE HONORABLE SUSAN ILLSTON  
United States District Judge

**ATTESTATION CLAUSE**

I, Richard G. Frenkel, hereby attest in accordance with General Order No. 45.X(B) that Larisa Migachyov, counsel for Plaintiff SMARTDATA, S.A., has provided her concurrence with the electronic filing of the foregoing document entitled STIPULATION CONTINUING CASE MANAGEMENT CONFERENCE; AND [PROPOSED] ORDER.

Dated: May 28, 2013

By /s/ Richard G. Frenkel